

SENATE BILL 199 GLOSSARY OF DEFINITIONS AND CITATIONS

PART II.

Juvenile. - A person who has not reached the person's eighteenth birthday and is not married, emancipated, or a member of the Armed Forces of the United States.

PART III.

- (1) [G.S. 7B-301.](#) Duty to report to social services. Class 1
- (2) [G.S. 14-23.6.](#) Battery on an unborn child. Class A1.
- (3) [G.S. 14-27.33.](#) Sexual Battery. Class A1.
- (4) [Subsection \(f\) of G.S. 14-32.1.](#) Assault on a handicapped person. A1.
- (5) [The following subsections and subdivisions of G.S. 14-33:](#)
 - a. [Subsection \(a\).](#) Simple Assault or affray. Class 2.
 - b. [Subdivision \(1\) through \(3\) subsection \(c\).](#)
 - Assault inflicting serious injury. A1.
 - Assault with a deadly weapon. Class A1.
 - Assault on a female. A1.
 - Assault on a Child under 12. A1.
 - c. [Subsection \(d\).](#) DV in the presence of a minor. A1.
- (6) [G.S. 14-34.](#) Assault by pointing a gun. A1.
- (7) [G.S. 14-40.](#) Enticing a minor out of state. Class 2.
- (8) [G.S. 14-46.](#) Concealing a birth. (Aiding and Abetting) Class 1.
- (9) [G.S. 14-190.5A.](#) Preparation of obscene photographs. Class 1.
- (10) [Subsection \(a\) of G.S. 14-190.9.](#) Indecent exposure. Class 2 if 16 years or older.
- (11) [Subsections \(a\), \(a1\), and \(c\) of G.S. 14-202.](#)
 - Secret peeping. Class 1.
 - Peeping with a device. Class 1.
 - Peeping with a device that photographs. Class A1.
- (12) [G.S. 14-202.2.](#) Indecent liberties between children. Class 1.
- (13) [G.S. 14-277.1.](#) Communicating a threat. Class 1.
- (14) [G.S. 14-277.3A.](#) Stalking. Class A1, first offense.
- (15) [G.S. 14-318.2.](#) Misdemeanor Child abuse. Class A1.

PART IV:

Aggravated offense. - Any criminal offense that includes either of the following: (i) engaging in a sexual act involving vaginal, anal, or oral penetration with a victim of any age through the use of force or the threat of serious violence; or (ii) engaging in a sexual act involving vaginal, anal, or oral penetration with a victim who is less than 12 years old.

Recidivist. - A person who has a prior conviction for an offense that is described in G.S. 14-208.6(4) (reportable conviction).

Offense against a minor. - Any of the following offenses if the offense is committed against a minor, and the person committing the offense is not the minor's parent: G.S. 14-39 (kidnapping), G.S. 14-41 (abduction of children), and G.S. 14-43.3 (felonious restraint). The term also includes the

following if the person convicted of the following is not the minor's parent: a solicitation or conspiracy to commit any of these offenses; aiding and abetting any of these offenses.

Sexually violent offense. –

G.S. 14-27.6 (attempted rape or sexual offense)
G.S. 14-27.21 (first-degree forcible rape)
G.S. 14-27.22 (second-degree forcible rape)
G.S. 14-27.23 (statutory rape of a child by an adult)
G.S. 14-27.24 (first-degree statutory rape)
G.S. 14-27.25(a) (statutory rape of a person who is 15 years of age or younger...)
G.S. 14-27.26 (first-degree forcible sexual offense)
G.S. 14-27.27 (second-degree forcible sexual offense)
G.S. 14-27.28 (statutory sexual offense with a child by an adult)
G.S. 14-27.29 (first-degree statutory sexual offense)
G.S. 14-27.30(a) (statutory sexual offense with a person who is 15 years of age or younger...)
G.S. 14-27.31 (sexual activity by a substitute parent or custodian)
G.S. 14-27.32 (sexual activity with a student), G.S. 14-27.33 (sexual battery)
G.S. 14-43.11 (human trafficking of a minor or with the intent of sexual servitude)
G.S. 14-43.13 (subjecting or maintaining a person for sexual servitude)
G.S. 14-178 (incest between near relatives)
G.S. 14-190.6 (employing or permitting minor to assist in offenses.)
G.S. 14-190.9(a1) (felonious indecent exposure)
G.S. 14-190.16 (first degree sexual exploitation of a minor)
G.S. 14-190.17 (second degree sexual exploitation of a minor)
G.S. 14-190.17A (third degree sexual exploitation of a minor)
G.S. 14-202.1 (taking indecent liberties with children)
G.S. 14-202.3 (Solicitation of child by computer for a sex act)
G.S. 14-202.4(a) (taking indecent liberties with a student)
G.S. 14-205.2(c) or (d) (patronizing a prostitute who is a minor or has a mental disability)
G.S. 14-205.3(b) (promoting prostitution of a minor or a person who has a mental disability)
G.S. 14-318.4(a1) (parent or caretaker commit or permit act of prostitution with or by a juvenile)
G.S. 14-318.4(a2) (commission or allowing of sexual act upon a juvenile by parent or guardian).

Sexually violent predator. - A person who has been convicted of a sexually violent offense and who suffers from a mental abnormality or personality disorder that makes the person likely to engage in sexually violent offenses directed at strangers or at a person with whom a relationship has been established or promoted for the primary purpose of victimization.

PARTS V-VIII.

Subpoena duces tecum is latin for "you shall bring with you"; it is a writ ordering a person to attend a court and bring relevant documents.

§15A-802. Subpoena for the production of documentary evidence.

The production of records, books, papers, documents, or tangible things in a criminal proceeding may be obtained by subpoena which must be issued and served in the manner provided in Rule 45 of the Rules of Civil Procedure, G.S. 1A-1, except that subdivision (2) of subsection (b) of the rule does not apply to subpoenas issued under this section.